



In the United States Patent and
Trademark Office

GP 27768
#34

Serial Nr. : 08/813,247
Appn. Filed : March 7, 1997
Applicant : Mitsuhiro Aida
Examiner/GAU : *Robert Bourque/2776*

Mailed : May 28, 2000
At : Nara City, Japan

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JUN - 9 2000
TC 2700 MAIL ROOM

The Office of Assistant
Commissioner of Patents

Sir:

PTITION under 37 CFR 1.17(m)(1)

Applicant hereby respectfully petitions that the above patent application be
revived.

Applicant, to his regret, overlooked that the paragraph 2 of the rule CFR 1.8
specifies that requests for CPA will not be afforded a mailing date.

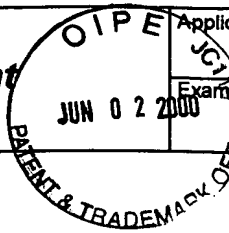
The petition fee, \$605 check, is enclosed herewith.

Very respectfully,

Applicant:
Mitsuhiro Aida
MBS & Juris Doctor
3-8-25 Saikujo-cho
Nara City, Nara, Japan 630-8453
Tel: 81-742-61-7708
Date: March 28, 2000

06/06/2000 TTRAN1 00000057 08813247 605.00 GP
01 FC:241

Notice of Abandonment



Application No. 08/813,247

Applicant(s)

AIDA, Mitsuhiro

Examiner

Robert Bourque

Group Art Unit 2776

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This application is abandoned in view of:

- ☒ applicant's failure to timely file a proper response to the Office letter mailed on Oct 13, 1999
 - ☒ A response (with a Certificate of Mailing or Transmission of N/A) was received on Apr 20, 2000, which is after the expiration of the period for response (including a total extension of time of 3 month(s)) which expired on Apr 13, 2000.
 - ☐ A proposed response was received on _____, but it does not constitute a proper response to the final rejection.
(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC)).
 - ☐ No response has been received.
- ☐ applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.
 - ☐ The issue fee (with a Certificate of Mailing or Transmission of _____) was received on _____.
 - ☐ The submitted issue fee of \$ _____ is insufficient. The issue fee required by 37 CFR 1.18 is \$ _____.
 - ☐ The issue fee has not been received.
- ☐ applicant's failure to timely file new formal drawings as required in the Notice of Allowability.
 - ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of _____) were received on _____.
 - ☐ The proposed new formal drawings filed _____ are not acceptable.
 - ☐ No proposed new formal drawings have been received.
- ☐ the express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on _____.
- ☐ the letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ the letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
- ☐ the decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ the reason(s) below:

Joseph H. Feild
JOSEPH H. FEILD
PRIMARY EXAMINER

COPY



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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08/813,247 03/07/97 AIDA

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MITSUHIRO AIDA
3-8-25 SAIKUJO
NARA CITY
NARA 630 8453
JAPAN

LM02/0518



AIR MAIL

EXAMINER	
BOURQUE	RECEIVED
ART UNIT	PAPER NUMBER
2776	2776
DATE MAILED: 05/18/2000	

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

See attached Notice of Abandonment.

The Request for CPA with attached amendment and drawings was filed after the period for response to the Final Rejection dated 10/13/1999. Therefore, the Request for CPA is denied because it was not received in the Office while the parent case was copending. Applicant is referred to 37 CFR § 1.8, which notes that even were a certificate of mailing attached to the response (which was not), the response would have necessarily been deposited in U.S. postal service; and additionally it is noted that paragraph 2 of the rule specifies that Requests for CPA will not be afforded a mailing date. Rather, applications are afforded filing dates based upon the date in which they are received in the Office (in this case, 4/20/2000). Applicant is invited to petition for a refund of the filing fee.

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